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PATENT APPLICATION

ATTORNEY DOCKET NO. 200206465-1

Inventor(s): Gary R. Ashton

Confirmation No.: 9774

Application No.: 10/673,003

Examiner: Tan N. Tran

Filing Date: September 26, 2003

Group Art Unit: 2826

Title: **ULTRA-HIGH DENSITY STORAGE DEVICE USING PHASE CHANGE DIODE MEMORY CELLS AND METHODS OF FABRICATION THEREOF**

Commissioner For Patents
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Alexandria, VA 22313-1450

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Petitioner, Hewlett-Packard Development Company, L.P. is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/427,605 filed on 05/01/2003. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Respectfully submitted,

Gary R. Ashton

By

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